000793 CERTIFICATE N REQUEST FOR COUNCIL ACTION (FOR AUDITOR' 336 CITY OF SAN DIEGO 1/29 2. FROM (ORIGINATING DEPARTMENT): TO CITY ATTORNEY November 19, 2007 ENGINEERING AND CAPITAL PROJECTS 4. SUBJECT: PUBLIC HEARINGS SOLEDAD MOUNTAIN ROAD UNDERGROUNDING UTILITY DISTRICT 5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) 6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) 7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED Marnell Gibson / Nathan Bruner MS 533-5213 / 533-3777 **8.COMPLETE FOR ACCOUNTING PURPOSES** 9. ADDITIONAL INFORMATION / ESTIMATED COST: FUND SDGE Fund Sources (Case 8209) \$2,263,489 DEPT Rule 20 (A) Conversion ORGANIZATION OBJECT ACCOUNT City Fund Sources (Fund 30100) \$74,206 Engineering, Street Lights, JOB ORDER and Inspections C.I.P. NUMBER AMOUNT \$2,337,695 TOTAL 10. ROUTING AND APPROVALS ROUTE APPROVING DATE ROUTE APPROVING DATE AUTHORITY AUTHORITY SIGNED APPROVAL SIGNATURE PPROVAL SIGNATURE SIGNED (#) ORIG. DEPT DEPUTY CHIEF EOCP coo 2 EAS CITY ATTORNEY 3 10 LIAISON OFFICE ORIG. DEPT FМ DOCKET COORD: COUNCIL AUDITOR ☐ SPOB CONSENT MOIT ADOPTION PRESIDENT COUNCIL DATE: REFER TO: 11. PREPARATION OF: **⊠** RESOLUTIONS ☐ ORDINANCE(S) ☐ AGREEMENT(S) ☐ DEED(S) (SEE BACK) ADOPT THE RESOLUTION(S). 11A. STAFF RECOMMENDATIONS: 12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.) COUNCIL DISTRICT(S): 2 COMMUNITY AREA(S): La Jolla This activity is categorically exempt from CEOA pursuant to State CEOA Guidelines, Section **ENVIRONMENTAL IMPACT:** 15302(d), and Public Utilities Commission General Order 131-D dated August 11, 1995. HOUSING IMPACT: None CITY CLERK INSTRUCTIONS: Print Docket supporting information both at the time of the Resolution and at the time of the hearing. Send copy of adopted resolution to Nathan Bruner, MS 612, and print and mail Docket Supporting information to the following: CAUSE, c/o Hal Tyvoll, 1511 29th Street, San Diego, CA 92102; Karen Johanson, c/o Charles Wolfinger, 4655 Cass Street, Suite 314, San Diego, CA 92109; Pamela Wayne, 5142 Seagrove Ct., San Diego, CA 92130; and Joan Tukey, 4528 Exbury Court, San Diego, CA 92130. ATTACHMENTS Map and general boundary description of the district.

### 000794

### (Continuation of Page 1) 11. PREPARATION OF:

- 1. Requesting authorization to modify the Annual Allocation-Undergrounding of Utilities, San Diego Gas & Electric Company allocation for 2007 Calendar Year by removing the projects known as Sunset Cliffs Blvd (Coronado Ave to Newport Ave) and Fanuel Street (Grand to Reed) estimated at \$1,587,844 and replacing it with Soledad Mountain Road (Pacifica to Ridgegate Row) at an estimated cost of \$2,337,695.
- 2. Set a public hearing date of January 29, 2007 to consider the formation of an Underground Utility District known as Soledad Mountain Road between Pacifica Drive and Ridgegate Row; and
- 3. Create said district.

## REPORT TO THE CITY COUNCIL EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: REPORT NO.: n/a (1472)

ATTENTION: Council President and City Council

ORIGINATING DEPT.: Engineering and Capital Projects

SUBJECT: Public Hearing: Soledad Mountain Rd Underground Utility

District

COUNCIL DISTRICTS: 2

STAFF CONTACT: Nathan Bruner (619) 533-3777

#### **REQUESTED ACTION:**

Amend the Annual Allocation-Undergrounding of Utilities, project allocation for 2007 Calendar Year by removing the projects known as Sunset Cliffs Blvd (Coronado Ave to Newport Ave) and Fanuel Street (Grand to Reed) estimated at \$1,587,844 and replacing with Soledad Mountain Road (Pacifica to Ridgegate Row) at an estimated cost of \$2,337,695; setting January 29, 2007 for a public hearing to consider creating an Underground Utility District (District) and create said District.

#### STAFF RECOMMENDATION:

Amend the Annual Allocation of projects for 2007, set a public hearing date and adopt a resolution to create the District.

#### **EXECUTIVE SUMMARY:**

As part of the reconstruction efforts associated with the landslide that effected Soledad Mountain Road, SDG&E desires to place electric facilities underground between Pacifica Drive to just south of Palomino Circle at an estimated cost of \$647,799 which would be funded through CPUC Rule 20A. SDG&E proposes that although it would be funded through the use of Rule 20 funds, SDG&E would not count those expenditures towards its required Rule 20 expenditure obligations as described in its franchise agreement with the City of San Diego.

Council District Two desires to extend the area to be undergrounded by extending the northern boundary to where the pole line terminates just south of Ridgegate Row. This additional segment would be funded with Rule 20A funds by amending the 2007 Annual Allocation of Projects to remove two projects that are of near estimated costs and replacing them with this project. Staff would recommend replacing the projects in the 2009 Annual Allocation of projects.

Staff has informed SDG&E that the undergrounding of utilities cannot be allowed in any way to delay the reconstruction efforts. SDG&E will coordinate their work with the roadway reconstruction so as not to cause any delays.

In accordance with San Diego Municipal Code (SDMC), Chapter 6, Article 1, Division 5, Underground Utilities Procedural Ordinance these actions will create the Soledad Mtn Rd, from Pacifica Dr to Ridgegate Row Underground Utility District and will underground all overhead utilities within the designated District.

### REPORT TO THE CITY COUNCIL EXECUTIVE SUMMARY SHEET

The formation of this district will require by Ordinance the removal and/or underground conversion of certain overhead power and communications wires with poles within the established boundary. The expense of the underground installation and removal of overhead facilities within the right-of-way (street and sidewalk area) will be the responsibility of the utility companies in accordance with California Public Utilities Commission (CPUC) Rules and Tariffs.

Replacement of street lighting, building permits, building and field engineering inspections, associated utility coordination of construction activities, and project management associated with these improvements, will be financed through City of San Diego Undergrounding Surcharge Fund 30100, contingent upon receipt of funds from San Diego Gas & Electric (SDGE).

By Ordinance, creation of this Underground Utility District will require all property owner(s) within said District to perform all necessary trenching and other related work to convert their property to receive electrical, telecommunication and cable television from an underground service, including all necessary permits. However, per agreement with the City of San Diego, SDGE will offer to property owner(s) within the Underground Utility District, to perform all the work necessary to convert private property, including necessary conduits for telephone and cable facilities, at no cost to the property owner(s). In order to take advantage of San Diego Gas & Electric's offer to perform this work, property owners are required to sign a Permit to Enter Form (PTE) and ensure their properties meet minimum conformance as outlined in the SDMC. Namely, that their electrical panels: (1) are deadfront operated, (2) have a grounding rod; and (3) have appropriate operating clearances.

#### FISCAL CONSIDERATIONS:

The estimated construction cost of \$2,263,489 for electrical utility work within the public right-of-way and private property, will be financed through the use of SDG&E Rule 20 (A), as directed by the CPUC, Case 8209. Costs to convert AT&T and cable television is financed directly by AT&T and the cable companies per applicable CPUC tariffs and City franchise agreements.

Other indirect costs such as administration, street light replacement, minor street improvements, and other related work is estimated at \$74,206 and will be financed through Undergrounding Surcharge Fund 30100, contingent upon receipt of funds from SDG&E. These expenditures have been approved or will be approved by subsequent actions.

#### PREVIOUS COUNCIL COMMITTEE ACTION:

None

#### COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

With notification of the Public Hearing, property owners and residents will be mailed an informational brochure about the City's Undergrounding Program including information as to how to contact and get more information via the Underground Program Information Line and the Underground Program via the internet, where they can access a monthly project status and sign up for email updates from the Underground Program Staff.

### REPORT TO THE CITY COUNCIL EXECUTIVE SUMMARY SHEET

During construction, e-mails will be periodically sent to those signed up, information regarding the status of their project, where the contractor is working and where he will be working next. Residents are provided door hangers with the contractors name and contact number and the City's contact name, number and internet address prior to work occurring on private property. Community Planning groups are added to all customer contact mailings and are notified of preconstruction meetings to discuss community issues directly with the contractor. Customer satisfaction surveys are used throughout the process and at project completion to identify systemic issues and improve customer service.

**KEY STAKEHOLDERS:** 

Residents, businesses, and utility companies.

Originating Department

Deputy Chief/Chief Operating Officer

### **DETERMINATION OF**

### **ENVIRONMENTAL EXEMPTION**

Pursuant to the California Environmental Quality Act (CEQA) and State CEQA Guidelines

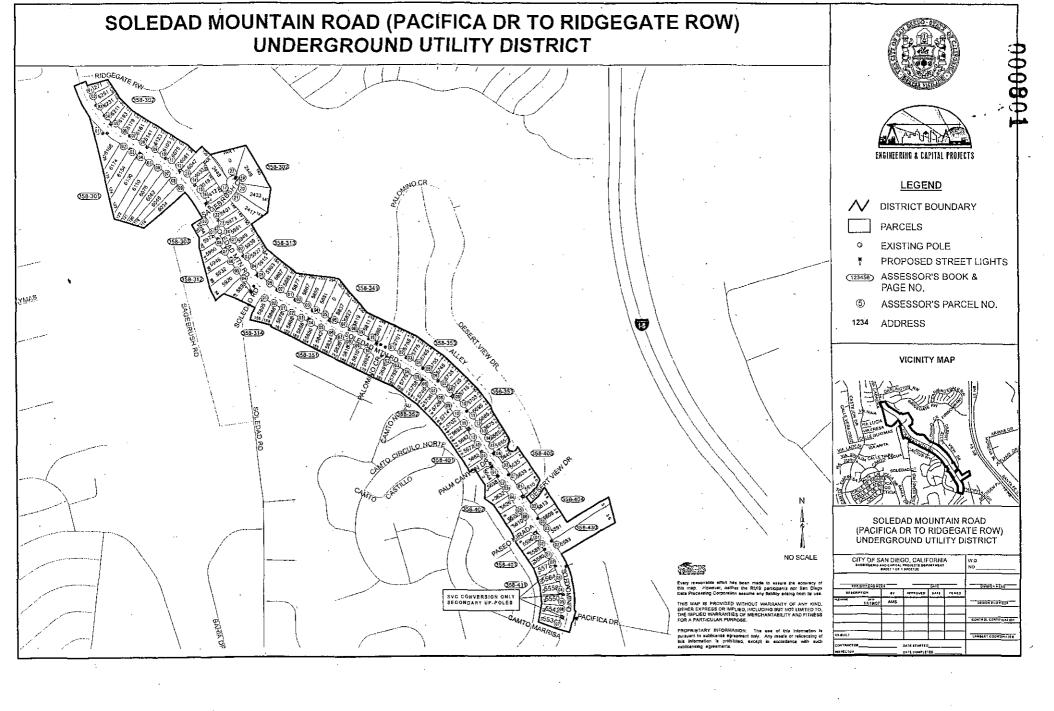
[ ] Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).  2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:    ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)					, 
Description of Activity: SOLEDAD MOUNTAIN ROAD BETWEEN PACIFICA DRIVE AND RIDEGATE ROW UNDERGROUND UTILITY DISTRICT: The scope of work includes trenching approximately five feet deep and two feet wide along the westerly curb within the existing public right-to-eway, with lateral connections to accommodate customers on both sides of Soledad Mountain Road. The scope of work also includes installation of conduit and substructures such as transformers on concrete pads; running cable through the conduits; removing existing overhead lines and poles, and installing streetlights.  Location of Activity: SOLEDAD MOUNTAIN ROAD BETWEEN PACIFICA DRIVE AND RIDEGATE ROW. Specifically, the Underground Utility District is located between a line from the Northeastern corner of 5580 Soledad Mountain Rd. and to the Northwestern corner of 5718 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern corner of 5583 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern corner of 5585 Soledad Mountain Rd. and to the Northwestern Corner of 5586 Soledad Mou	Agency: CITY	OF SAN DIEGO Project	No.: N/A	Date:	12/11/07
DISTRICT: The scope of work includes trenching approximately five feet deep and two feet wide along the westerly curb within the existing public right-of-way, with lateral connections to accommodate customers on both sides of Soledad Mountain Road. The scope of work also includes installation of conduit and substructures such as transformers on concrete pads; running cable through the conduits; removing existing overhead lines and poles, and installing streetlights.  Location of Activity: SOLEDAD MOUNTAIN ROAD BETWEEN PACIFICA DRIVE AND RIDEGATE ROW. Specifically, the Underground Utility District is located between a line from the Northeastern corner of 6186 Soledad Mountain Rd. and to the Northwestern corner of 5721 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. and to the Sou	Action/Permit(	(s): CITY COUNCIL APPROVAL			
District is located between a line from the Northeastern corner of 6186 Soledad Mountain Rd. and to the Northwestern corner of 65781 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd. (Lots 19 through 202 & 203 through 213 of Soledad Corona Estates Unit No.3 Subdivision Map No. 447, and Lots 1 through 10 & 36 through 43 of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787), and south to Caminito Marrisa (5534, 5542, 5550, 5558, 5564, 5572 Soledad Mountain Road). The Underground Utility District is in the La Jolla Community Planning Area within the City and County of San Diego. Applicant: City of San Diego, Engineering and Capital Projects Department.  (CHECK BOXES BELOW)  1. [] Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).  [] Section 2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:    ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)   Section 3	DISTRICT: The public right-of-includes installa	scope of work includes trenching approximat way, with lateral connections to accommodate ation of conduit and substructures such as tran	ely five fe customer	et deep and two s on both sides	of feet wide along the westerly curb within the existing of Soledad Mountain Road. The scope of work also
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[ ] Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).  2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:    ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)   ARTICLE 18 of GUIDELINES STATUTORY EXEMPTIONS (Incomplete list)	(CHECK BOX				
2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:  ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)  Section Short Name Section Short Name [ ] 15301 Existing Facilities [ X] 15302(d) Replacement or Reconstruction Property Sales Information Collection Information Existing Facilities and Lots for Exempt Facilities [ ] 15315 Minor Land Divisions Information of Existing Facilities and Lots for Exempt Facilities Information of Existing Facilities Information	1. [ ]	This activity is <b>EXEMPT FROM CEQA</b>	pursuant to	o:	
2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:  ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)  Section Short Name [ ] 15301 Existing Facilities [ ] 15302 Replacement or Reconstruction [ ] 15303 New Construction or Conversion of Small Structures of Small Structures [ ] 15304 Minor Alteration in Land Use [ ] 15305 Minor Alteration in Land Use [ ] 15306 Information Collection [ ] 15311 Accessory Structures [ ] 15312 Surplus Government Property Sales [ ] 15315 Minor Land Divisions [ ] 15317 Open Space Contracts or Easements [ ] 15319 Annexation of Existing Facilities and Lots for Exempt Facilities in Land to Preserve Open Space		[ ] Section 15060(b) (3) of the State (	CEQA Gui	idelines (the act	ivity is not a project as defined in Section 15378).
CATEGORICAL EXEMPTIONS (Incomplete list)  Section Short Name Section Short Name  [ ] 15301 Existing Facilities [X] 15302(d) Replacement or Reconstruction [ ] 15303 New Construction or Conversion of Small Structures [ ] 15304 Minor Alterations to Land [ ] 15265 Adoption of Coastal Plans and Programs [ ] 15305 Minor Alteration in Land Use [ ] 15306 Information Collection [ ] 15311 Accessory Structures [ ] 15312 Surplus Government Property Sales [ ] 15315 Minor Land Divisions [ ] 15317 Open Space Contracts or Easements [ ] 15319 Annexation of Existing Facilities and Lots for Exempt Facilities [ ] 15325 Transfer of Ownership of Interest in Land to Preserve Open Space	2. [X]	This project is EXEMPT FROM CEQA pu	rsuant to S	State CEQA Gu	idelines Section
[ ] 15301 Existing Facilities [X] 15302(d) Replacement or Reconstruction [ ] 15303 New Construction or Conversion of Small Structures [ ] 15304 Minor Alterations to Land [ ] 15305 Minor Alteration in Land Use [ ] 15306 Information Collection [ ] 15311 Accessory Structures [ ] 15312 Surplus Government Property Sales [ ] 15315 Minor Land Divisions [ ] 15317 Open Space Contracts or Easements [ ] 15319 Annexation of Existing Facilities and Lots for Exempt Facilities [ ] 15325 Transfer of Ownership of Interest in Land to Preserve Open Space		CATEGORICAL EXEMPTIONS			STATUTORY EXEMPTIONS
[ ] 15302(d) Replacement or Reconstruction [ ] 15303 New Construction or Conversion				Section	Short Name
	[ ] 15303 [ ] 15304 [ ] 15305 [ ] 15306 [ ] 15311 [ ] 15312 [ ] 15315 [ ] 15317 [ ] 15319	New Construction or Conversion of Small Structures Minor Alterations to Land Minor Alteration in Land Use Information Collection Accessory Structures Surplus Government Property Sales Minor Land Divisions Open Space Contracts or Easements Annexation of Existing Facilities and Lots for Exempt Facilities Transfer of Ownership of Interest	-	[ ] 15262 [ ] 15265 [ ] 15268 [ ] 15269	Feasibility and Planning Studies Adoption of Coastal Plans and Programs Ministerial Projects
Other					

It is hereby certified that the City of San Diego has determined the above activity to be exempt:

Myra Heirmann, Senior Planner Environmental Analysis Section

Distribution: Exemption File Nathan Brunner, ECP-Undergrounding (MS 612)

EAS Project file



## GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 through 16& 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787

Lots 161 through 170 & 191 through 217 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473

Lots 248 through 257 of Map of Soledad Corona Estates Unit No. 3 Subdivision Map No, 4473

Lots 87 through 93 & 118 through 159 of Map of Soledad Corona Estates Unit No. 2 Subdivision Map No, 4192

<u>Soledad Mountain Rd.</u> between a line +/-50 feet North of Caminito Marrisa to the Southerly line of Ridgegate Row.

RESOLUTION NUMBER R	 	 
DATE OF FINAL PASSAGE _		 

A RESOLUTION ESTABLISHING THE MOUNT SOLEDAD UNDERGROUND UTILITY DISTRICT FOR THE LA JOLLA PLANNING AREA.

	WHEREAS, by Resolution No. R	, a public hearing was called for
on	, 2008, at the hour of	in the Council Chambers
of the	City Administration Building, 202 C Street, San Dieg	go, California, to determine whether
the pu	ablic health, safety, or general welfare requires the ren	noval of poles, overhead wires, and
associ	iated structures and the underground installation of wi	res and facilities for supplying
electr	ic, communication, community antenna television or s	similar or associated service within
certai	n areas of the City of San Diego more particularly des	cribed as follows [the District]:

- a. Lots 194 through 202 & 203 through 213 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473.
- b. Lots 1 through 10& 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787.
- c. Soledad Mountain Rd. between a line from the Northeastern corner of 5758

  Soledad Mountain Rd. and to the Northwestern corner of 5755 Soledad Mountain Rd. to a line

  from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of

  5783 Soledad Mountain Rd; and

WHEREAS, Exhibit Attachment A, Map, and Exhibit Attachment B, Legal Description, depicts the above District with greater specificity; and

WHEREAS, notice of such hearing has been given by the Mayor to all affected property owners as defined in Chapter VI, Article One, Division Five of the San Diego Municipal Code, and the utilities concerned in the manner and for the time required by law; and

WHEREAS, such hearing has been duly and regularly held and all persons interested have been given an opportunity to be heard; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

- 1. The City Council hereby finds and determines that the public health, safety, or general welfare requires the removal of poles, overhead wires, and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within the areas set forth above and that pursuant to Chapter VI, Article One, Division Five of the San Diego Municipal Code, the above areas are hereby declared to be underground utility districts in the City of San Diego, and the maps and document referred to above are hereby incorporated as a part of this resolution.
- 2. The Mayor is hereby authorized to establish schedules for the underground conversion of all poles, overhead wires, and associates structures in said District.
- 3. The Mayor is hereby instructed to notify all affected persons as defined in Chapter VI, Article One, Division Five of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within fifteen days after date of adoption. The Mayor shall further notify affected persons as defined in Chapter VI, Article One, Division Five of the San Diego Municipal Code of the necessity that if they desire to continue to receive electric, communication, community antenna television or similar or associated service, they shall permit the installation of all necessary facility changes on their premises, or provide such

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(R-2008-591)

changes at their own expense, so as to receive underground service from the lines relocated underground of the supplying utility company subject to applicable rules, regulations, and tariffs of the respective utility company on file with the Public Utilities Commission of the State of California (as of the date of the adoption of this resolution) and subject to all other applicable requirements of State law and City ordinances. The Mayor's notification shall be in the manner provided in Chapter VI, Article One, Division Five of the San Diego Municipal Code.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from CEQA Guidelines Section 15302(d), and Public Utilities Commission General Order 131-D dated August 11, 1995.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

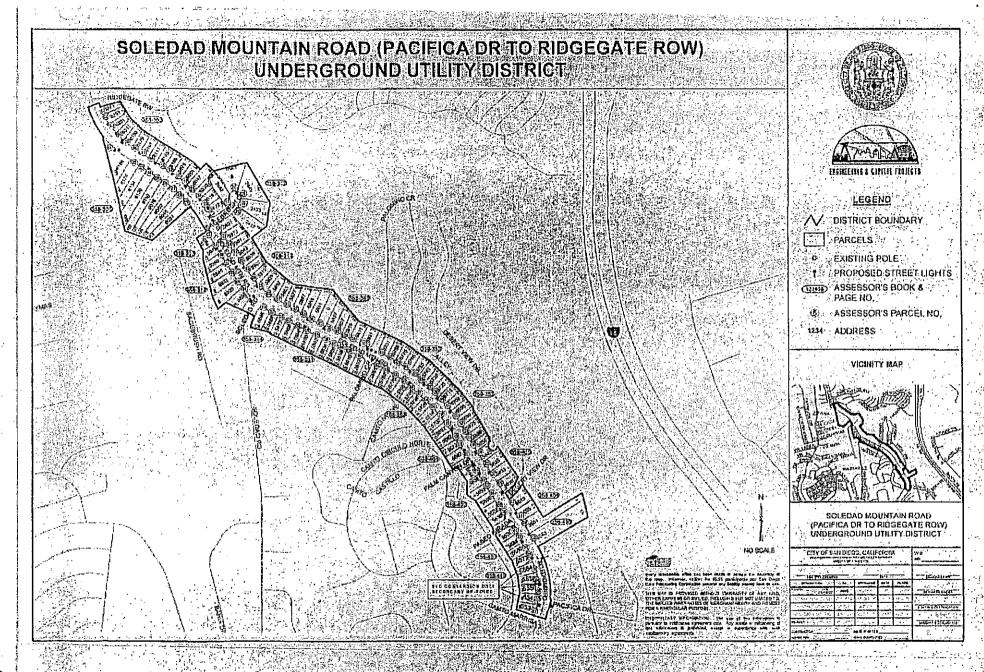
Peter A. Mesich

Deputy City Attorney

PM:cfq 01/14/08

Or.Dept:E&CP R-2008-591

TD'	oing Resolution was passed by the Council of the City of S
	ELIZABETH S. MALAND City Clerk
	By Deputy City Clerk
Approved:(date)	JERRY SANDERS, Mayor
Vetoed:(date)	JERRY SANDERS, Mayor



# GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 through 16& 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787

Lots 161 through 170 & 191 through 217 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473

Lots 248 through 257 of Map of Soledad Corona Estates Unit No. 3 Subdivision Map No, 4473

Lots 87 through 93 & 118 through 159 of Map of Soledad Corona Estates Unit No. 2 Subdivision Map No, 4192

Soledad Mountain Rd. between a line +/-50 feet North of Caminito Marrisa to the Southerly line of Ridgegate Row.

EXHIBIT "B"

# CLERKS FILE COPY

(R-2008-450) 1/7/08 (COR.COPY)

RESOLUTION NUMBER R- 303284

DATE OF FINAL PASSAGE JAN 0.8 2008

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT IN THE LA JOLLA PLANNING AREA.

WHEREAS, Chapter VI, Article 1, Division 5 of the San Diego Municipal Code establishes a procedure for the creation of underground utility districts and requires in such procedure the holding of a public hearing to determine whether the public health, safety or general welfare requires removal of poles, overhead wires and associated structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in any such district; and

WHEREAS, Council Policy 600-8, "Underground Conversion of Utility Lines by Utility Company" defines the Council Policy for undergrounding utilities; and

WHEREAS, in accordance with Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and Council Policy 600-8, it has been recommended that the following underground utility district [District] be formed:

- a. Lots 194 through 202 & 203 through 213 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473.
- b. Lots 1 through 10& 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787.
- c. Soledad Mountain Rd. between a line from the Northeastern corner of 5758

  Soledad Mountain Rd. and to the Northwestern corner of 5755 Soledad Mountain Rd. to a line

from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5783 Soledad Mountain Rd;

WHEREAS, Exhibit Attachment A, Map, and Exhibit Attachment B, Legal Description, depicts the above District with greater specificity; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, as follows:

- 1. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on JAN 29 2008 , at the hour of 2:00p.m. in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety or general welfare requires the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the District described above.
- 2. At such hearing all persons interested shall be given an opportunity to be heard and said hearing may be continued from time to time as may be determined by the City Council. The decision of the City Council as to the formation of the District as described above shall be final and conclusive.
- 3. The City Clerk shall notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and each utility company concerned of the time and place of the hearing by following the procedure set forth in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.
- 4. The Annual Allocation-Undergrounding of Utilities, project allocation for 2007 Calendar Year, is amended by removing the projects known as Sunset Cliffs Blvd (Coronado

Ave to Newport Ave) and Fanuel Street (Grand to Reed) estimated at \$1,587,844, and replacing with Soledad Mountain Road (Pacifica to Ridgegate Row) at an estimated cost of \$2,337,695.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from CEQA, pursuant to State CEQA Guidelines Section 15302(d), and Public Utilities Commission General Order 131-D, dated August 11, 1995.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

Peter A. Mesich

Deputy City Attorney

PAM:cfq 11/19/07

01/04/08 COR. COPY

Or.Dept:E&CP

R-2008-450

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_JAN 0.7 2008 \_.

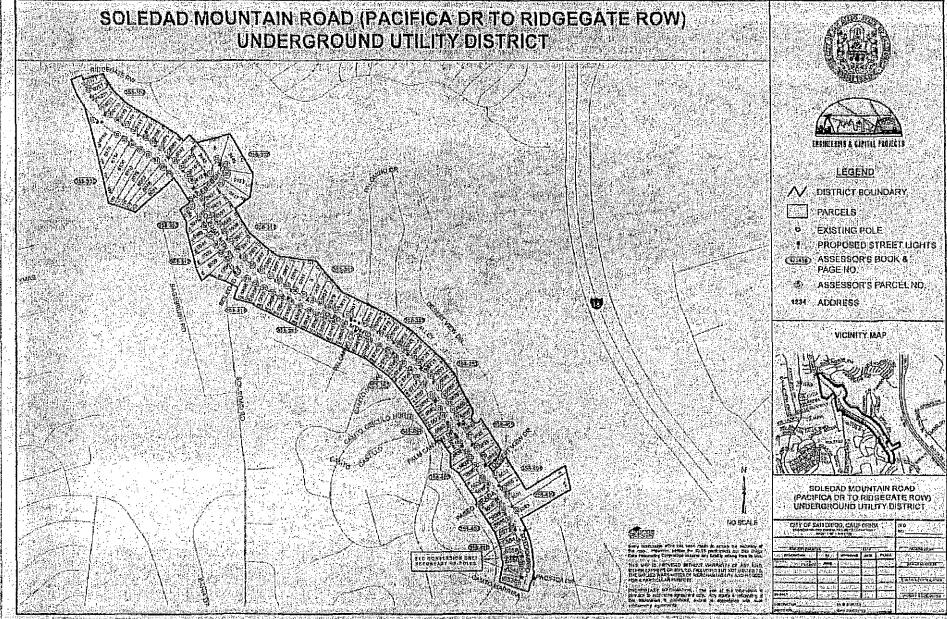
By LUA PLOWARD Deputy City Clerk

JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_

JERRY SANDERS, Mayor

ELIZABETH S. MALAND



K 303284

### GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

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Soledad Mountain Rd. between a line +/-50 feet North of Caminito Marrisa to the Southerly line of Ridgegate Row.

EXHIBIT "B"